

COPY

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Central District of California on the following ☒ Patents or ☒ Trademarks:

DOCKET NO. CV-066854 FMC	DATE FILED 10/27/2006	U.S. DISTRICT COURT Central District of California
PLAINTIFF (SW*) DSW Inc and DSW Shoe Warehouse Inc		DEFENDANT Shoe Pavillion Inc
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,948,622	9/27/2005	DSW Shoe Warehouse, Inc.
2 D495,172	8/3/2004	DSW Shoe Warehouse, Inc.
3		
4		
5		

FILED
2006 NOV 17 PM 3:14
CLERK OF DISTRICT COURT
CENTRAL DISTRICT OF CALIF.
LOS ANGELES

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

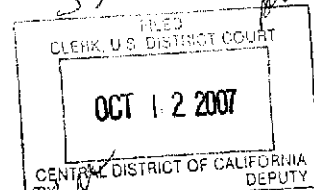
DATE INCLUDED	INCLUDED BY	<input checked="" type="checkbox"/> Amendment	<input checked="" type="checkbox"/> Answer	<input checked="" type="checkbox"/> Cross Bill	<input checked="" type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK			
1					
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT <i>See attached</i>		
CLERK SHERRI R. CARTER	(BY) DEPUTY CLERK MADEIRA GUERRERO	DATE OCT 22 2007

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Attorneys for Defendant and Counterclaimant
 Shoe Pavilion, Inc.



IN THE UNITED STATES DISTRICT COURT
 FOR THE CENTRAL DISTRICT OF CALIFORNIA

DSW, INC., and DSW SHOE
 WAREHOUSE, INC.,

Plaintiffs,

v.

SHOE PAVILION, INC.,

Defendant.

Case No.: CV 06-6854 FMC (SHx)

*Assigned to the Honorable Florence-
 Marie Cooper*

**JUDGMENT OF NON-
 INFRINGEMENT OF U.S. PATENT
 NOS. 6,948,622 AND D495,172, AND
 NO DAMAGES**

SHOE PAVILION, INC.,

Counterclaimant,

v.

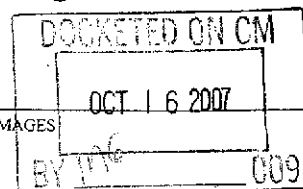
DSW, INC., and DSW SHOE
 WAREHOUSE, INC.,

Counterdefendant.

DATE: September 24, 2007
 TIME: 10:00 a.m.
 PLACE: Courtroom 750 - Roybal
 255 East Temple
 Los Angeles, CA 90012

JUDGMENT

This matter having come before this Court on Defendant/Counterclaimant Shoe Pavilion, Inc.'s Motion for Summary Judgment of Non-Infringement of U.S. Patent No. 6,948,622, or Alternatively Invalidity, Non-Infringement of U.S. Patent No. D495,172, and for No Damages,



1 having read and considered Defendant/Counterclaimant's Motion and
2 Memorandum in Support, any opposition thereto, and all declarations, exhibits,
3 and arguments related thereto;

4 The Court having issued a Decision on September 25, 2007 GRANTING
5 Defendant/Counterclaimant's Motion;

6 IT IS HEREBY ORDERED AND DECREED that JUDGMENT of:

7 1. ~~no~~infringement of U.S. Patent No. 6,948,622 by Shoe Pavilion's New
8 Design of its shoe displays,

9 2. non-infringement of U.S. Design Patent No. D495,172 by Shoe
10 Pavilion's New design of its shoe displays,

11 3. no liability for damages for infringement of U.S. Patent No. 6,948,622
12 by Shoe Pavilion's First Design of its shoe displays,

13 4. no liability for damages for infringement of U.S. Patent No. D495,172
14 by Shoe Pavilion's First Design of its shoe displays,

15 be ENTERED.

16 IT IS FURTHER ORDERED that Plaintiffs DSW, Inc. and DSW Shoe
17 Warehouse, Inc.'s Complaint be DISMISSED with prejudice.

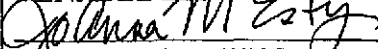
18 IT IS SO ORDERED.

19
20 Dated: Oct. 11, 2007


21 HON. FLORENCE-MARIE COOPER
22 United States District Judge

23 Presented by:

24 VENABLE LLP


25 JoAnna M. Esty (SBN: 147903)

26 Jenna F. Leavitt (SBN: 213574)

27 Counsel for Defendant Shoe Pavilion, Inc.

28 Copies to: All counsel of record